

1 AN ACT concerning State lawsuit immunity.

2 Be it enacted by the People of the State of Illinois,  
3 represented in the General Assembly:

4 Section 5. The State Lawsuit Immunity Act is amended by  
5 changing Section 1 and adding Section 1.5 as follows:

6 (745 ILCS 5/1) (from Ch. 127, par. 801)

7 Sec. 1. Except as provided in the "Illinois Public Labor  
8 Relations Act"~~7-enacted-by--the--83rd--General--Assembly, or~~  
9 ~~except--as-provided-in-"AN-ACT-to-create~~ the Court of Claims,  
10 ~~to-prescribe-its-powers-and-duties,7--and--to--repeal--AN Act~~  
11 ~~herein--named"7--filed--July-17,1945,--as-amended, or Section~~  
12 1.5 of this Act, the State of Illinois shall not be made a  
13 defendant or party in any court.

14 (Source: P.A. 83-1012.)

15 (745 ILCS 5/1.5 new)

16 Sec. 1.5. Exceptions; State employees.

17 (a) An employee, former employee, or prospective  
18 employee of the State who is aggrieved by any conduct or  
19 action or inaction of the State that would constitute a  
20 violation of the Age Discrimination in Employment Act of  
21 1967, 29 U.S.C. 621 et seq., as amended, if committed by an  
22 employer covered by that Act may bring a civil action against  
23 the State for such legal or equitable relief as will  
24 effectuate the purposes of the Age Discrimination in  
25 Employment Act of 1967.

26 (b) An employee of the State who is aggrieved by any  
27 conduct or action or inaction of the State that would  
28 constitute a violation of the Fair Labor Standards Act of  
29 1938, 29 U.S.C. 201 et seq., as amended, if committed by an  
30 employer covered by that Act may bring a civil action against

1 the State for such legal or equitable relief as will  
2 effectuate the purposes of the Fair Labor Standards Act of  
3 1938.

4 (c) An employee, former employee, or prospective  
5 employee of the State who is aggrieved by any conduct or  
6 action or inaction of the State that would constitute a  
7 violation of the Family and Medical Leave Act, 29 U.S.C. 2601  
8 et seq., as amended, if committed by an employer covered by  
9 that Act may bring a civil action against the State for such  
10 legal or equitable relief as will effectuate the purposes of  
11 the Family and Medical Leave Act.

12 (d) An employee, former employee, or prospective  
13 employee of the State who is aggrieved by any conduct or  
14 action or inaction of the State that would constitute a  
15 violation of the Americans with Disabilities Act of 1990, 42  
16 U.S.C. 12101 et seq., as amended, if committed by an employer  
17 covered by that Act may bring a civil action against the  
18 State for such legal or equitable relief as will effectuate  
19 the purposes of the Americans with Disabilities Act of 1990.